

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

TARONTAE D. JACKSON,
Plaintiff,
v.
STOLK, et al.,
Defendants.

Case No.: 3:23-cv-00247-MMD-CSD

ORDER

(ECF No. 1)

9 On June 6, 2023, pro se plaintiff Tarontae D. Jackson, an inmate in the custody of
10 the Nevada Department of Corrections, submitted a complaint under 42 U.S.C. § 1983
11 and applied to proceed *in forma pauperis*. (ECF Nos. 1-1, 1). The application to proceed
12 *in forma pauperis* is incomplete because **Plaintiff did not use the Court's approved**
13 **form application and failed to include a financial certificate and an inmate trust fund**
14 **account statement for the previous six-month period with the application.**

15 This Court must collect filing fees from parties initiating civil actions. 28 U.S.C.
16 § 1914(a). The fee for filing a civil-rights action is \$402, which includes the \$350 filing fee
17 and the \$52 administrative fee. See *id.* at § 1914(b). “Any person who is unable to prepay
18 the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*.”
19 Nev. Loc. R. Prac. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the
20 inmate must submit **all three** of the following documents to the Court: (1) a completed
21 **Application to Proceed *in Forma Pauperis* for Inmate**, which is pages 1–3 of the
22 Court’s approved form, that is properly signed by the inmate twice on page 3; (2) a
23 completed **Financial Certificate**, which is page 4 of the Court’s approved form, that is
24 properly signed by both the inmate and a prison or jail official; and (3) a copy of the
25 **inmate’s prison or jail trust fund account statement for the previous six-month**
26 **period**. See 28 U.S.C. § 1915(a)(1)–(2); Nev. Loc. R. Prac. LSR 1-2. *In forma pauperis*
27 status does not relieve an inmate of his obligation to pay the filing fee, it just means that
28 he can pay the fee in installments. See 28 U.S.C. § 1915(b).

It is therefore ordered that the application to proceed *in forma pauperis* (ECF No. 1) is denied without prejudice.

It is further ordered that Plaintiff has **until September 11, 2023**, to either pay the full \$402 filing fee or file a new fully complete application to proceed *in forma pauperis* with all three required documents: (1) a completed application with the inmate's two signatures on page 3, (2) a completed financial certificate that is signed both by the inmate and the prison or jail official, and (3) a copy of the inmate's trust fund account statement for the previous six-month period.

Plaintiff is cautioned that this action will be subject to dismissal without prejudice if he fails to timely comply with this order. A dismissal without prejudice allows Plaintiff to refile the case with the Court, under a new case number, when he can file a complete application to proceed *in forma pauperis* or pay the required filing fee.

The Clerk of the Court is directed to send Plaintiff Tarontae D. Jackson the approved form application to proceed *in forma pauperis* for an inmate and instructions for the same, and to retain the complaint (ECF No. 1-1) but not file it at this time.

DATED THIS 11th day of July 2023.

UNITED STATES MAGISTRATE JUDGE
